IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

FRIDAY, THE 6TH OCTOBER 2006 / 14TH ASWINA 1928

Bail Appl..No. 5991 of 2006

CMP.4334/2006 of J.M.F.C.,RANNI
CRIME NO.40/2006 OF EXCISE RANGE, RANNY

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PETITIONER

RAJAPPAN, S/O.RAAMAN, AGED 59 YEARS,
PLAMPARAMBIL HOUSE, PUTHEZHAM, AYROOR,
PATHANAMTHITTA DISTRICT.

BY ADV. SRI.C.B.SREEKUMAR

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY THE
EXCISE INSPECTOR, RANNY EXCISE RANGE,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 06/10/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 5991/2006

DATED THIS THE 6TH DAY OF OCTOBER, 2006

O R D E R

The petitioner was arrested with 1.5 liters of illicit arrack on 22.9.2006, by the Inspector of Excise Range, Ranny, who registered C.R.No.40/2006 of that Excise Range, under Section 8(1) & (2) of the Abkari Act. He remains in judicial custody. Hence this application, under Section 439 Cr.P.C.

2. During the hearing, the learned Public Prosecutor submitted that there is no other case registered against the petitioner, and the investigation is complete.

3. After hearing both sides and considering the completion of the investigation, I grant bail and release the petitioner from jail, subject to the following conditions:-

(a). The petitioner shall execute a bond

for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Judicial Magistrate of First Class, Ranny.

(b). The petitioner shall report before the Investigating Officer, once in a week, on every Wednesday, between 10.00 a.m and 11.00 a.m., for a period of two months, starting from 11.10.2006.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs